

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 5696 of 1989

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

- =====
1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge? : NO

SAHEMBAI ALIAS SAMRAJBEN KAMLKHAN PARMAR

Versus

STATE OF GUJARAT

Appearance:

MR VC DESAI for Petitioner

MR SP HASURKAR for MR PR JOSHI for Respondent No. 1, 2

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 07/09/2000

ORAL JUDGEMENT

#. Heard learned counsel for the parties.

#. The Director of Pension and Provident Fund, Gujarat
State, Khanpur, Ahmedabad is necessary party to this

petition. The Director of Pension and Provident Fund, Gujarat State, Khanpur, Ahmedabad is impleaded as respondent No.3 in this petition.

#. Rule. Mr.Hasurkar waives service of the notice of rule on behalf of respondent No.3.

#. Having heard learned counsel for the parties and keeping in view the fact that reply to the Special Civil Application has not been filed by the respondents, the interest of justice will be served, in case, the petition is disposed of in terms that the petitioner may file a detailed representation to the respondent No.3 in respect of the grievances made in this petition and in case such a representation is filed the respondent No.3 is directed to decide the same within a period of 1 month from the date of receipt thereof. Where the claim of the petitioner is not acceptable then a reasoned order be passed and copy of the same be sent to the petitioner by Registered Post A.D. In case where the claim of the petitioner is acceptable then all consequential benefits follow therefrom shall be granted to her within a period of 1 month next.

#. In case, the order of respondent No.3 goes against the petitioner, liberty is granted to her for revival of the petition.

Subject to the directions aforesaid the Special Civil Application and rule stand disposed of accordingly.

(S.K.Keshote, J.)

*Pvv